

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

Hearing Date: Dec. 16, 2015

Response Date: Dec. 8, 2015

SECURITIES INVESTOR PROTECTION
CORPORATION,

Plaintiff-Applicant,

v.

BERNARD L. MADOFF INVESTMENT
SECURITIES LLC,

Defendant.

In re:

BERNARD L. MADOFF,

Debtor.

IRVING H. PICARD, Trustee for the Liquidation
of Bernard L. Madoff Investment Securities LLC,

Plaintiff,

v.

STANLEY I. LEHRER, in his capacity as
administrator of the Stanley I. Lehrer and Stuart
M. Stein, J/T WROS; STUART M. STEIN,
individually, and in his capacity as administrator
of the Stanley I. Lehrer and Stuart M. Stein, J/T
WROS; ARTHUR SISKIND; LINDA SOHN;
NEAL GOLDMAN; DOUGLAS ELLENOFF;
ELAINE STEIN ROBERTS; NEUBERGER
BERMAN LLC, as former custodian of an
Individual Retirement Account for the benefit of
ELAINE STEIN ROBERTS; ARTHUR J.
FEIBUS; EUNICE CHERVONY LEHRER; NTC
& CO. LLP, as former custodian of an Individual
Retirement Account for the benefit of EUNICE
CHERVONY; ELAINE S. STEIN; ELAINE S.
STEIN REVOCABLE TRUST; JAMAT
COMPANY, LLC; THE MESTRO COMPANY;
TRUST U/W/O DAVID L. FISHER; TRUST
U/T/A 8/20/90; and EVELYN FISHER,
individually, and in her capacity as Trustee for
TRUST U/W/O DAVID L. FISHER and TRUST
U/T/A 8/20/90,

Defendants.

Adv. Pro. No. 08-01789 (SMB)

SIPA LIQUIDATION

(Substantively Consolidated)

Adv. Pro. No. 10-05259 (SMB)

**DECLARATION OF
TERENCE W. McCORMICK**

I, Terence W. McCormick, hereby declare under penalty of perjury pursuant to 28 U.S.C. § 1746 as follows:

1. I am a partner in the firm of Mintz & Gold LLP, counsel to Defendants Neal M. Goldman (“Goldman”), Linda Sohn (“Sohn”), Trust U/W/O David L. Fisher, Trust U/T/A 8/20/90, and Evelyn Fisher, individually and in her capacity as Trustee for Trust U/W/O David L. Fisher and Trust U/T/A 8/20/90 (the “Fisher Defendants,” and together with Goldman and Sohn, “Defendants”). I make this Declaration in support of Defendants’ motion for an Order dismissing the Amended Complaint in this adversary proceeding pursuant to Rule 12(c) of the Federal Rules of Civil Procedure (made applicable by Fed. R. Bankr. P. 7012).

2. Attached as Exhibit 1 to this Declaration is true and correct copy of the Amended Complaint in this adversary proceeding.

Executed at New York, New York on October 9, 2015.

/s/ Terence W. McCormick
Terence W. McCormick